

UNITED STATES DISTRICT COURT
for the
EASTERN DISTRICT OF TENNESSEE

United States of America

v.

CHRISTY TAMARO HINES

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)

Case No. 3:13-CR-18-TAV-CCS-3

USM No. _____

Date of Previous Judgment: July 1, 2015 Defendant's Attorney: Pro se

**ORDER FOR SENTENCE REDUCTION PURSUANT TO SECTION 404
OF THE FIRST STEP ACT OF 2018**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the attorney for the Government ☐ the Court for a reduction in the term of imprisonment based on a statutory penalty range that has been subsequently lowered and made retroactive by Section 404 of First Step Act of 2018 (Public Law 115-391, 132 Stat. 5194, 5222), and having considered such motion,

IT IS ORDERED that the motion is:

☒ DENIED.


☐ GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of _____ months **is reduced to** _____.

Defendant moves for a reduction in her sentence [Doc. 189]. However, as the government points out [Doc. 188], defendant was sentenced in 2015 [Doc. 150], after the Fair Sentencing Act's August 3, 2010 effective date. Pub. L. No. 111-220, 124 Stat. 2372 (2010). As a result, the Court lacks the authority to reduce his sentence under § 404. First Step Act of 2018, Pub. L. No. 115-391, § 404, 132 Stat. 5194, 5222 (2018) ("No court shall entertain a motion made under this section to reduce a sentence if the sentence was previously imposed or previously reduced in accordance with the amendments made by sections 2 and 3 of the Fair Sentencing Act of 2020"). Defendant's motion [Doc. 189] is therefore **DENIED with prejudice** and her motion to appoint counsel [Doc. 185] is **DENIED as moot**.

All provisions of the judgment dated July 1, 2015 shall remain in effect.

IT IS SO ORDERED.

Order Date: April 15, 2021



Judge's Signature

Effective Date: _____
(if different from order date)

Thomas A. Varlan, U.S. District Judge
Printed name and title

I. COURT DETERMINATION OF SENTENCING PURSUANT TO FIRST STEP ACT OF 2018:

Defendant convicted of offense involving ____ grams of cocaine base.

Previous sentencing range: _____ to _____ months.

Sentencing range under Fair Sentencing Act: _____ to _____ months.

II. CONDITIONS OF SUPERVISED RELEASE:

- ☒ Conditions of supervised release set forth in judgment are to remain in effect.
- ☐ Conditions of supervised release set forth in judgment are to remain in effect, with the following modifications:

III. FACTORS CONSIDERED:

The Court considered the following in exercising its discretion to modify the term of imprisonment: